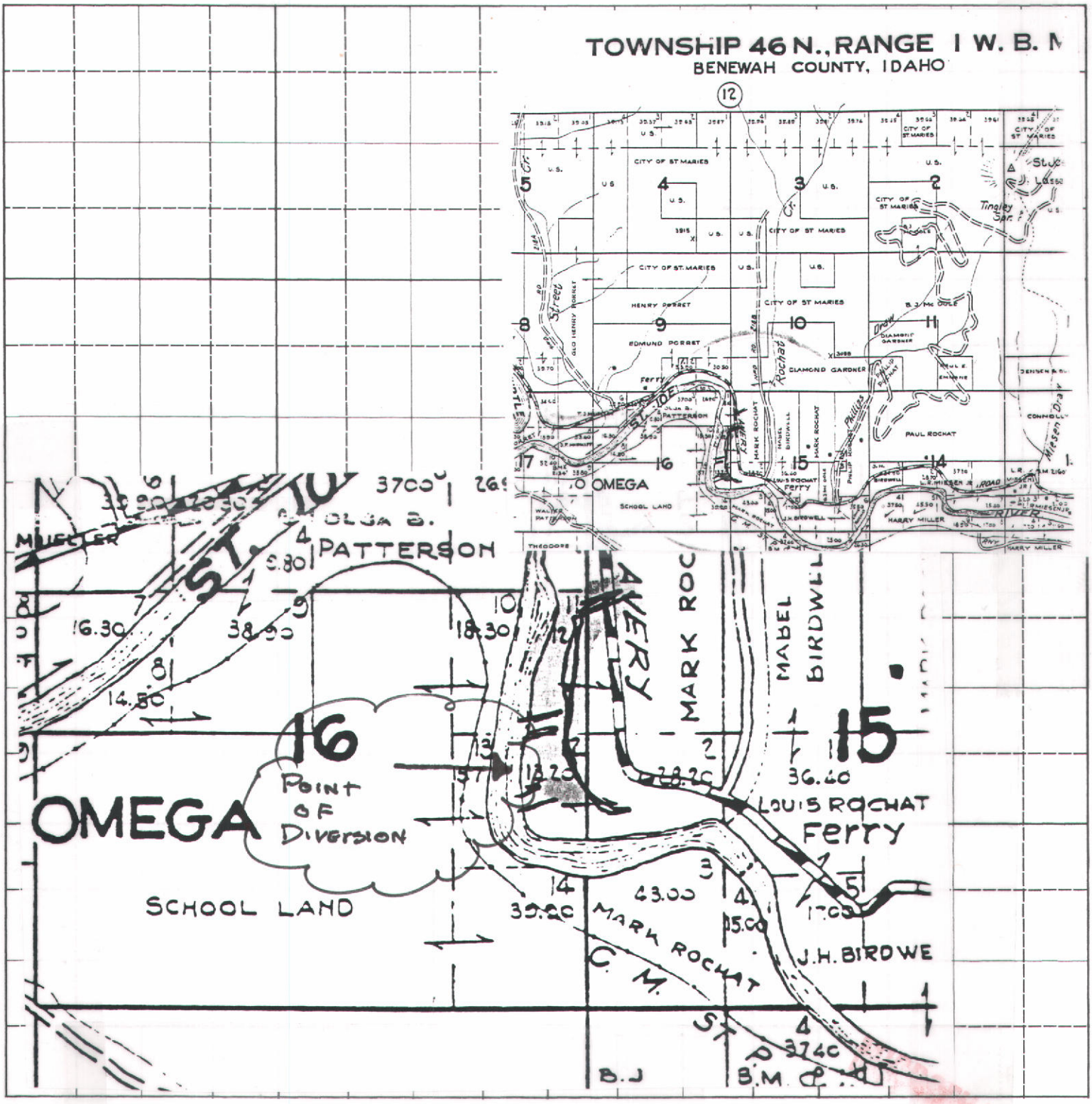
13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

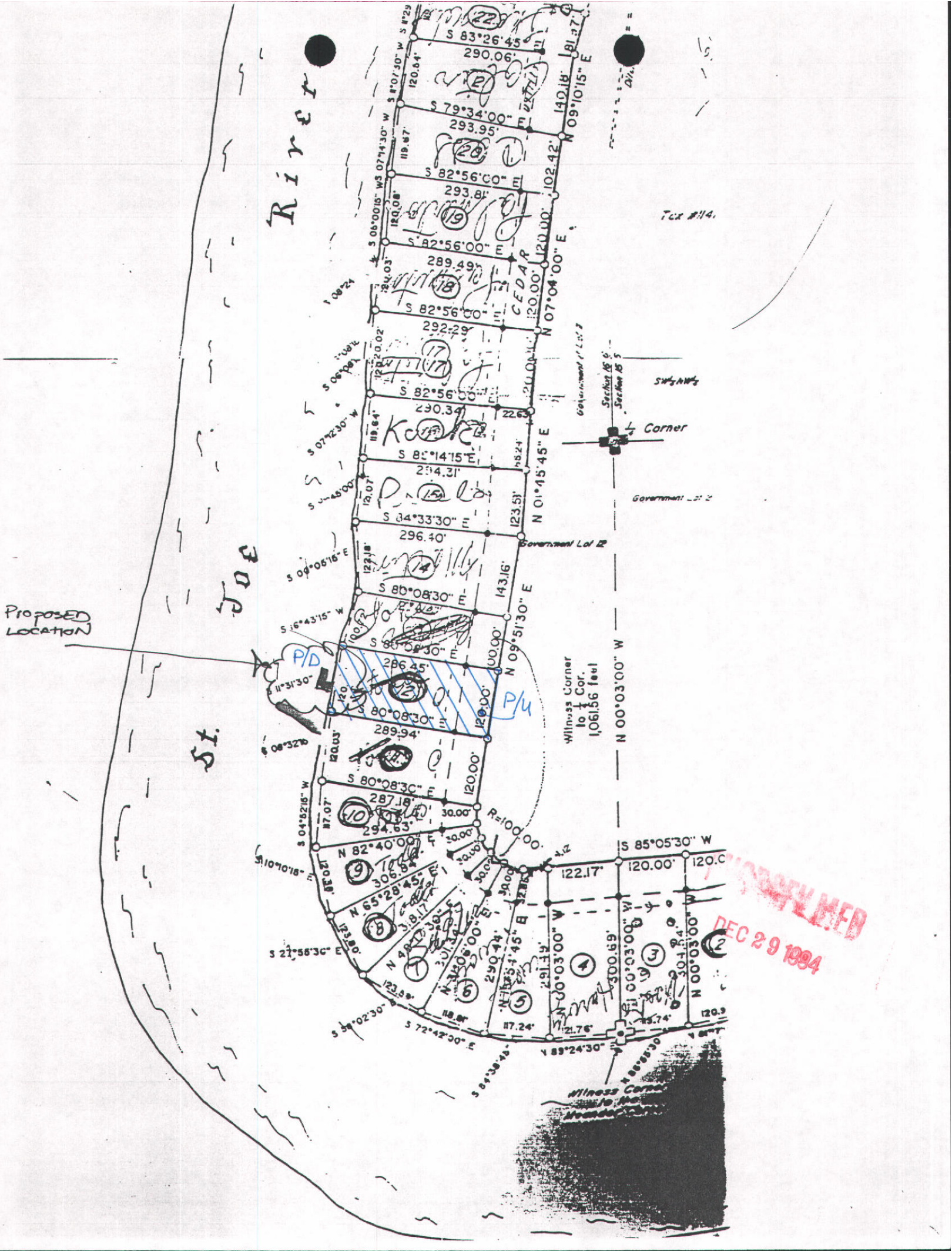


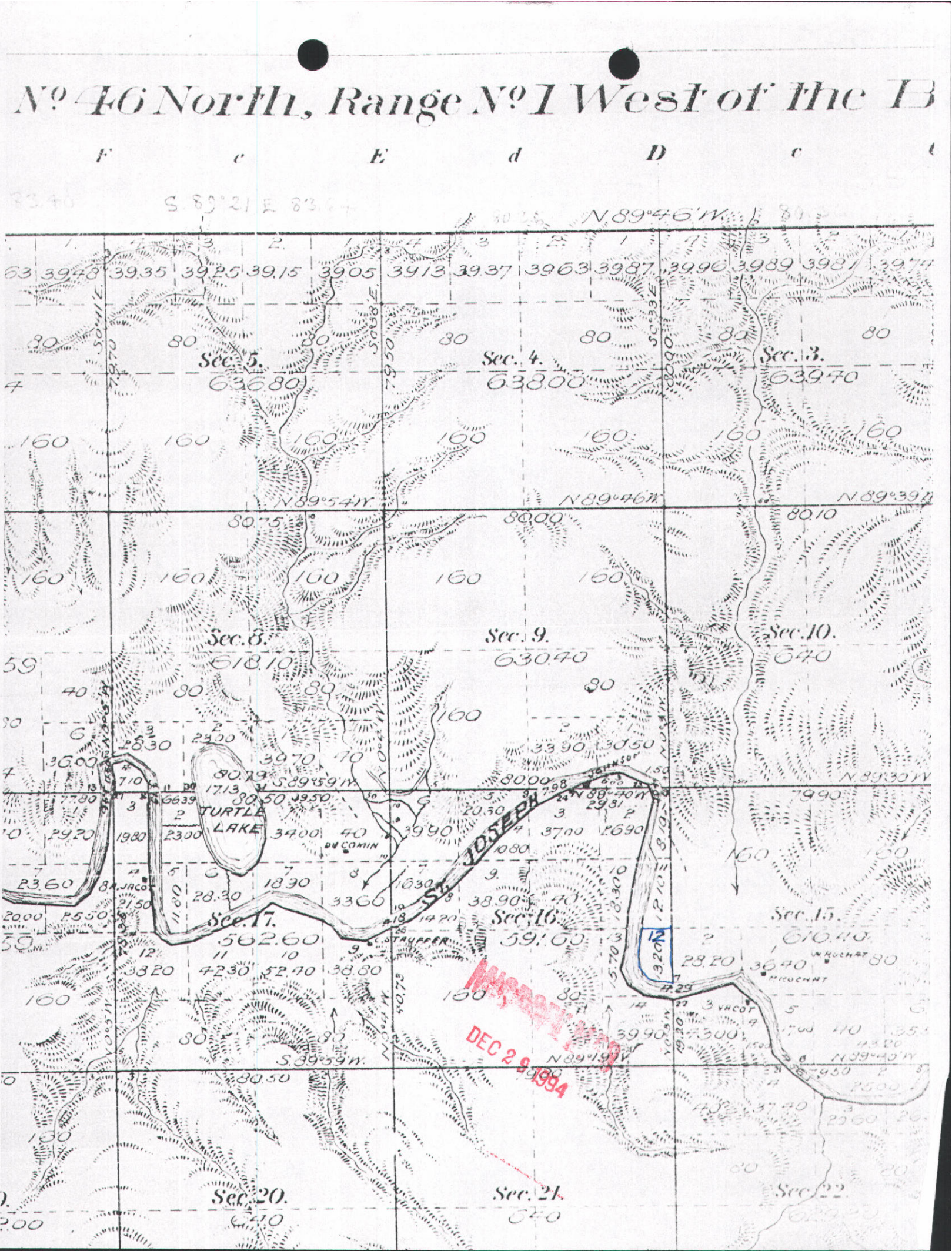
Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

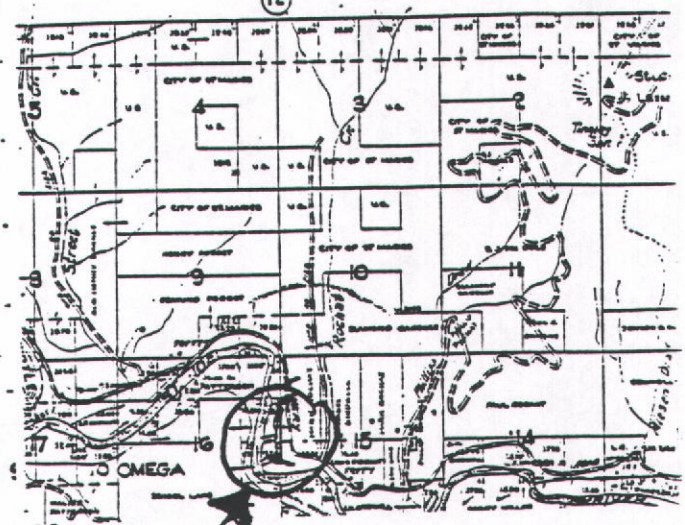
DEC 26 1974

x Severn MacDougall
(Applicant)


River
St. Joe
CEDAR
S 83°26'45" E
290.06'
S 79°34'00" E
293.95'
S 82°56'00" E
293.81'
S 82°56'00" E
289.49'
S 82°56'00" E
292.29'
S 82°56'00" E
290.34'
S 85°14'15" E
294.31'
S 84°33'30" E
296.40'
S 80°08'30" E
S 80°08'30" E
286.45'
S 80°08'30" E
289.94'
S 80°08'30" E
287.18'
N 82°40'00" E
306.84'
N 65°28'45" E
N 48°53'45" E
N 30°18'45" E
S 85°05'30" W
122.17'
120.00'
N 00°03'00" W
N 09°10'15" E
140.18'
N 07°04'00" E
120.00'
N 01°15'45" E
N 09°51'30" E
143.16'
N 00°03'00" W
Witness Corner to 1/4 Cor. 1,061.56 feet
Government Lot 12
1/4 Corner
Section 18
Section 19
PROPOSED LOCATION
P/D
P/U
R=100.00'
RECEIVED
DEC 29 1994

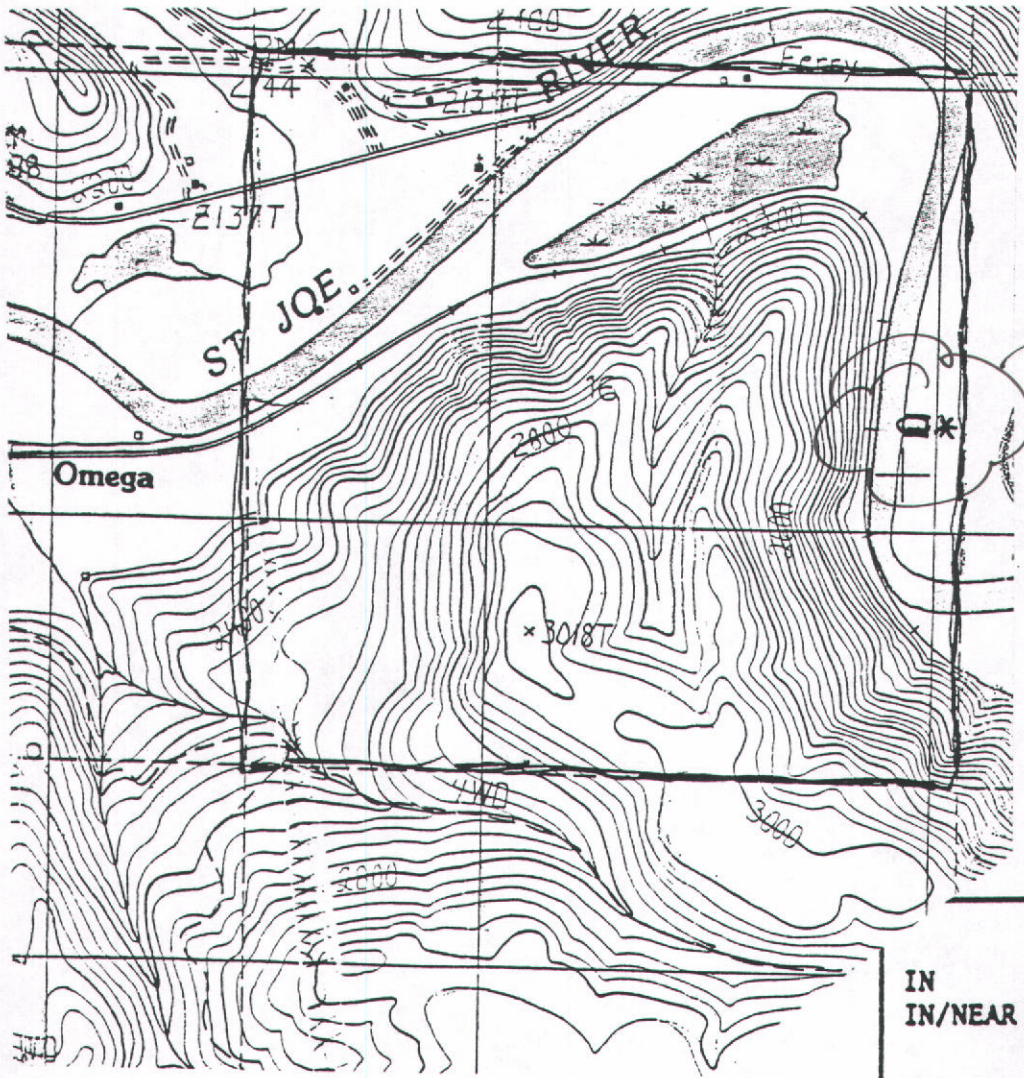

No 46 North, Range No 1 West of the B
F c E d D c
S. 89°21' E. 83.40
N. 89°46' W.
Sec. 5.
Sec. 4.
Sec. 3.
N 89°54' W.
N 89°46' W.
Sec. 8.
Sec. 9.
Sec. 10.
TURTLE LAKE
DU COMIN
ST. JOSEPH
JOHNSON
Sec. 17.
Sec. 16.
Sec. 15.
STAUFFER
W. ROCHAT
E. ROCHAT
VACOT
DEC 29 1994
Sec. 20.
Sec. 21.
Sec. 22.

TOWNSHIP 46 N., RANGE 1 W. B. M
BENEWAH COUNTY, IDAHO



VICINITY MAP

From



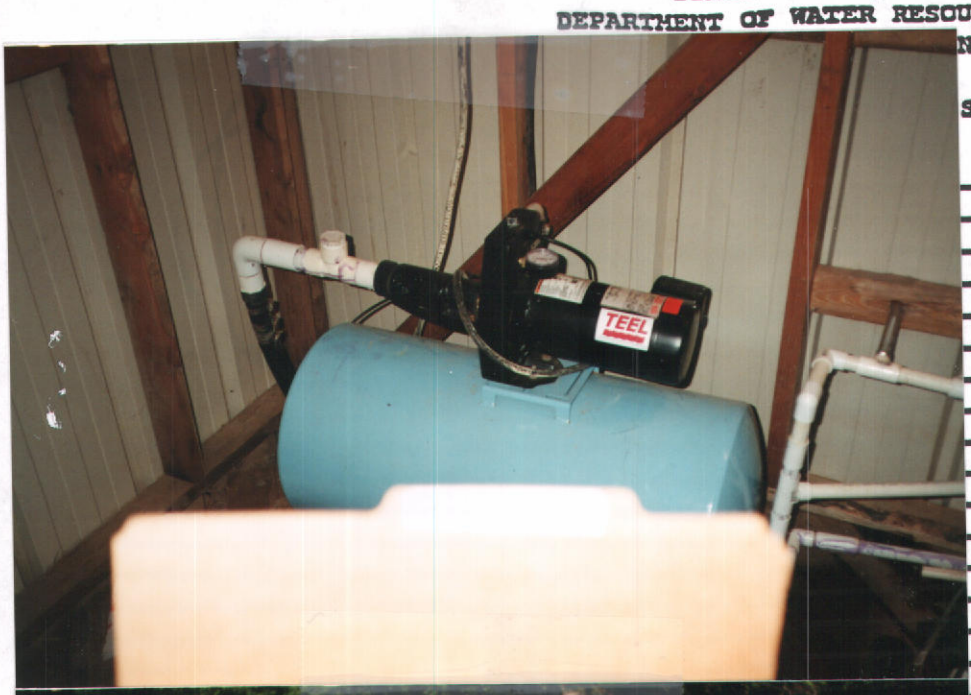
Proposed Location

RECEIVED
DEC 29 1994

IN
IN/NEAR
COUNTY,
DATE: SHEET 1 OF
APPLICATION BY:

PERMIT # 91-07129

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NT
S

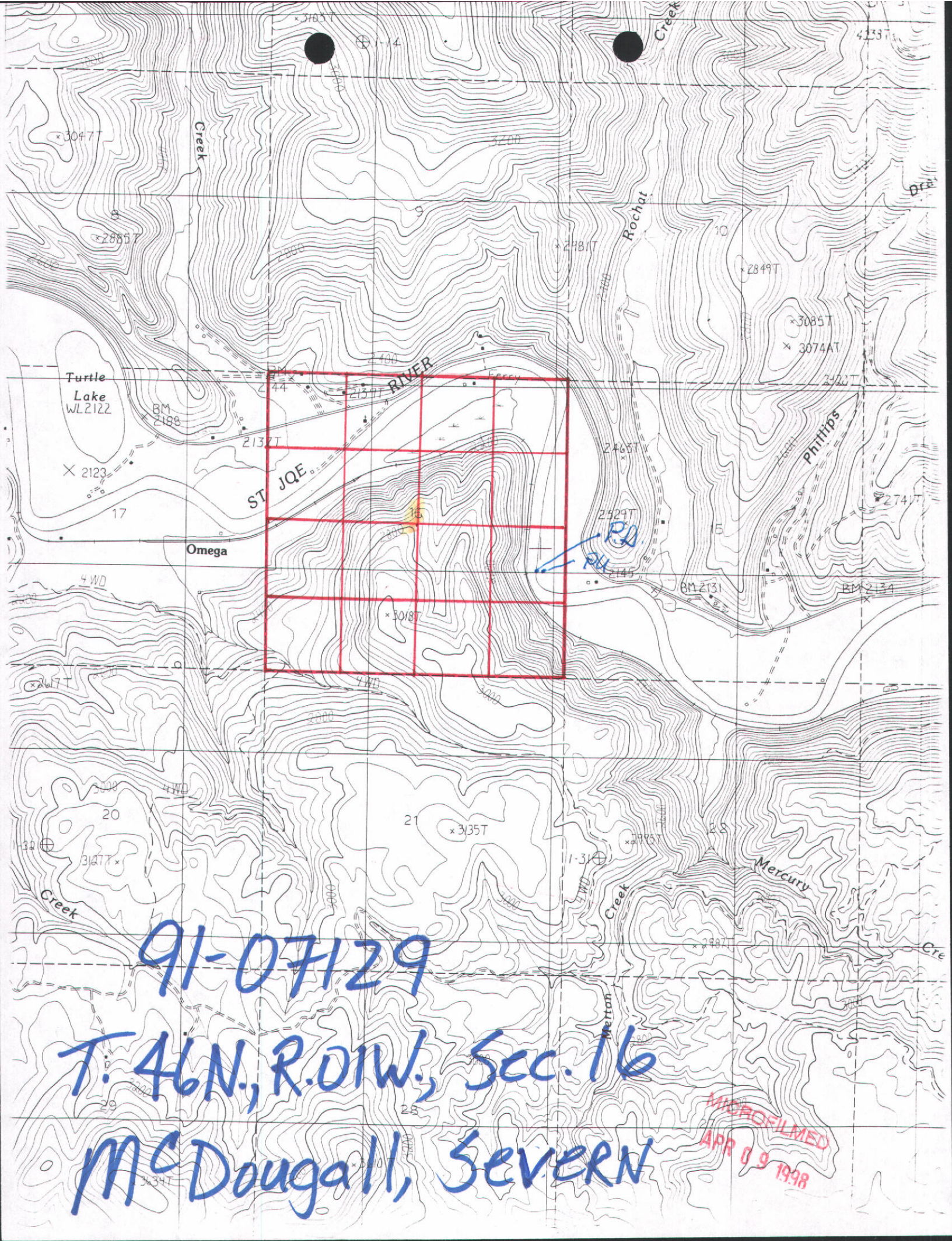


1/2 Hp pump

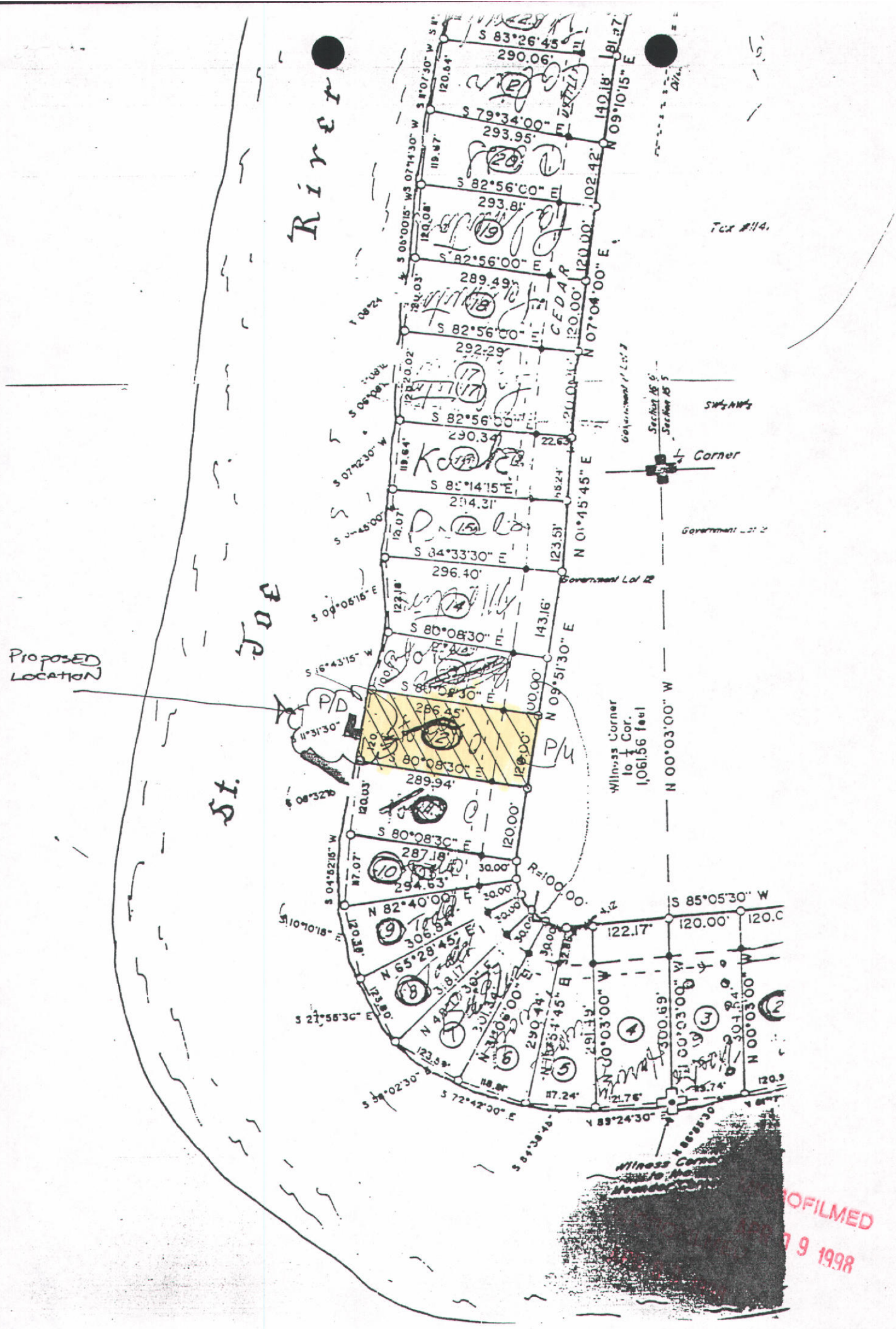
Point of diversion

Place of use

MICROFILMED
APR 0 9 1998



MICROFILMED
APR 09 1998



MICROFILMED
APR 9 1998

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 91-07129

Priority: September 12, 1994 — Maximum Diversion Rate: 0.02 CFS; Maximum Diversion Volume: 2.4 AF

This is to certify, that SEVERN MC DOUGALL
1208 ADELIN
COEUR D ALENE ID 83814 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated September 12, 1994; and has submitted Proof of Beneficial Use on November 4, 1996. An examination indicates that the works have a diversion capacity of 0.030 cfs of water from:

ST. JOE RIVER tributary to **COEUR D ALENE LAKE**

source, and a water right has been established as follows:

BENEFICIAL USE	PERIOD OF USE	RATE OF DIVERSION	ANNUAL VOLUME
IRRIGATION	03/15 to 11/15	0.02 CFS	2.4 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 12(NESE), Sec. 16, Township 46N, Range 01W
BENEWAH County

PLACE OF USE: IRRIGATION

TWN	RGE	SEC		ACRES	ACRES	ACRES	TOTAL
46N	01W	16	Lot 12(NESE)	0.8			0.8

Total number of acres irrigated: 0.8

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than 0.02 cfs nor more than 2.4 afa at the field headgate for the land described above.
6. Water shall not be diverted under this right when flow in the St. Joe River is below the established minimum flow amount.

MICROFILMED
DEC 0 5 1996

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 91-07129

CONDITIONS OF APPROVAL AND REMARKS

7. Place of use known as Lot 12, Cedar Grove Subdivision.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 26th day of February, 1998.

Acting for KARL J. DREHER, Director

MICROFILMED
APR 09 1998

Form No. 217
7/94

FOR OFFICE USE ONLY
Amt. of Fee $: 50.00
Receipt No. C036887
Receipt By: Ket
Date Receipted: 11-4-96

RECEIVED
NOV 04 1996
Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 91-07129 Telephone No. 208 667 5145

2. Name(s) of Permit Holder(s): Severn mcDougall

3. Mailing Address: 1208 adelia Ave, Coeur D'Alene, ID

4. Source of Water: St Joe River If **GROUNDWATER** (well), Date Drilled: mo._____ / yr._____

a. Well Driller: _____ Drilling Permit Number: ____ - ____ - ____ - ____

b. *OPTIONAL:*
Pump Horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft): _____

5. Use(s) (as authorized by the water right permit):

Domestic (No. of households): _____ Stockwater (No. and type of stock): _____

Irrigation (No. of acres): 3/4 Other: _____

6. Total rate of diversion and/or volume for which proof is submitted: .03 cfs **OR** _____ acre feet

7. Measuring Device Requirement: **(refer to the approval conditions on your permit and respond accordingly)**
(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device:	Is a measuring device required?	Yes ____ **or**	No ____
	Has the measuring device been installed?	Yes ____ **or**	No ____
Flow Measurement Port:	Is a flow measurement port required?	Yes ____ **or**	No ____
	Has the measurement port been installed?	Yes ____ **or**	No ____

8. Fee Enclosed: $ 50.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)

9. Person to contact to accompany the Department representative during field examination of the water system.
* Pump in place during summer months only
Name: Severn mcDougall Telephone Number: 208 667 5145

Address: 1208 adelia Ave - Coeur D'Alene, ID

10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: Severn McDougall Date: 10-31-96
(include your title, if on behalf of company of organization)

MICROFILMED
DEC 02 1996

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 91-07129

Proposed Priority: September 12, 1994 Maximum Diversion Rate: 0.03 CFS

This is to certify, that **SEVERN MC DOUGALL**
1208 ADELIN
COEUR D ALENE ID 83814
has applied for a permit to appropriate water from:

ST JOE RIVER tributary of **COEUR D ALENE LAKE**

and a permit is **APPROVED** for development of water as follows:

BENEFICIAL USE	PERIOD OF USE	RATE OF DIVERSION
IRRIGATION	03/15 to 11/15	0.03 CFS

LOCATION OF POINT(S) OF DIVERSION: Lot 12(NESE), Sec. 16, Township 46N, Range 01W
BENEWAH County

PLACE OF USE: IRRIGATION

TWN	RGE	SEC		ACRES	ACRES	ACRES	TOTAL
46N	01W	16	Lot 12(NESE)	1			1

Total number of acres irrigated: 1

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **December 1, 1996.**
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. A separate stream alteration permit from the IDWR is required for any activity in the stream channel other than construction and/or maintenance of the diversion structure. If the proposed construction or operation involves construction of an outfall or any other work in the stream channel other than a water diversion, the right holder contact the Department and obtain a Stream Channel Alteration permit prior to the start of construction.
5. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.03 cubic feet per second for each acre of land.
6. The issuance of this right in no way grants any right-of-way or easement across the land of another.
7. Place of use is located within Lot 12, Cedar Grove Subdivision.

DEC 29 1994

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 91-07129

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the signature of the Director, affixed at Boise, this

28th day of November, 1994.

R. Keith Higginson, Director

for

RECEIVED
DEC 09 1994

RECEIVED
10/92
NOV 01 1994
Department of Water Resources

Ident. No. 91-7129

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Severn McDougall Phone (208) 667 5145

   Post office address 1208 Adelin, Coeur d'Alene Idaho - 83814

2. Source of water supply St. Joe River which is a tributary of Lake Coeur d'Alene

3. Location of point of diversion is _____ ¼ of NE ¼ of SE ¼, Govt. Lot 12

   Sec. 16 Township 46 N Range 1 W B.M. Boise County; additional points of diversion if any: AKA LOT 12 Cedar Grove

   SEE ATTACHED DESCRIPTION

4. Water will be used for the following purposes:

   Amount 0.03 (cfs or acre-feet per annum) for Irrigation purposes from March 15th to Nov 15th. (both dates inclusive)

   Amount _____ (cfs or acre-feet per annum) for _____ purposes from _____ to _____ (both dates inclusive)

   Amount _____ (cfs or acre-feet per annum) for _____ purposes from _____ to _____ (both dates inclusive)

   Amount _____ (cfs or acre-feet per annum) for _____ purposes from _____ to _____ (both dates inclusive)

5. Total quantity to be appropriated is (a) 0.03 cubic feet per second and/or (b) _____ acre feet per annum

6. Proposed diverting works: Irrigation of Landscape

   a. Description of ditches, flumes, pumps, headgates, etc. Pump

   b. Height of storage dam None feet; active reservoir capacity N A acre-feet; total reservoir capacity N A acre-feet; period of year when water will be diverted to storage: N A to N A inclusive.

   c. Proposed well diameter is N A inches; proposed depth of well is N A feet.

   d. Is ground water with a temperature of greater than 85°F being sought? NO

   e. If well is already drilled, when? N A; Drilling firm N A; Well was drilled for *(well owner)* N A

   DEC 29 1994

7. Time required for the completion of the works and application of the water to be proposed beneficial use is 2 years *(minimum 1 year)*.

8. Description of proposed uses (*if irrigation only, go to item 9*):

   a. Hydropower; show total feet of head and proposed capacity in KW. _____

   b. Stockwatering; list number and kind of livestock. _____

   c. Municipal; show name of municipality. _____

   d. Domestic; show number of households. _____

   e. Other; describe fully. _____

9. Description of place of use: * SEE ATTACHED LEGAL DESCRIPTION

   a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

   b. If water is used for other purposes, place a symbol of the use (*example: D for Domestic*) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
46N	1W	16													3/4 LT 12				1

Total number of acres to be irrigated 1

10. Describe any other water rights used for the same purposes as described above. _____

11. a. Who owns the property at the point of diversion? Frank Robinson, Severn m' Dalgalk, Shawn m' Dalgalk

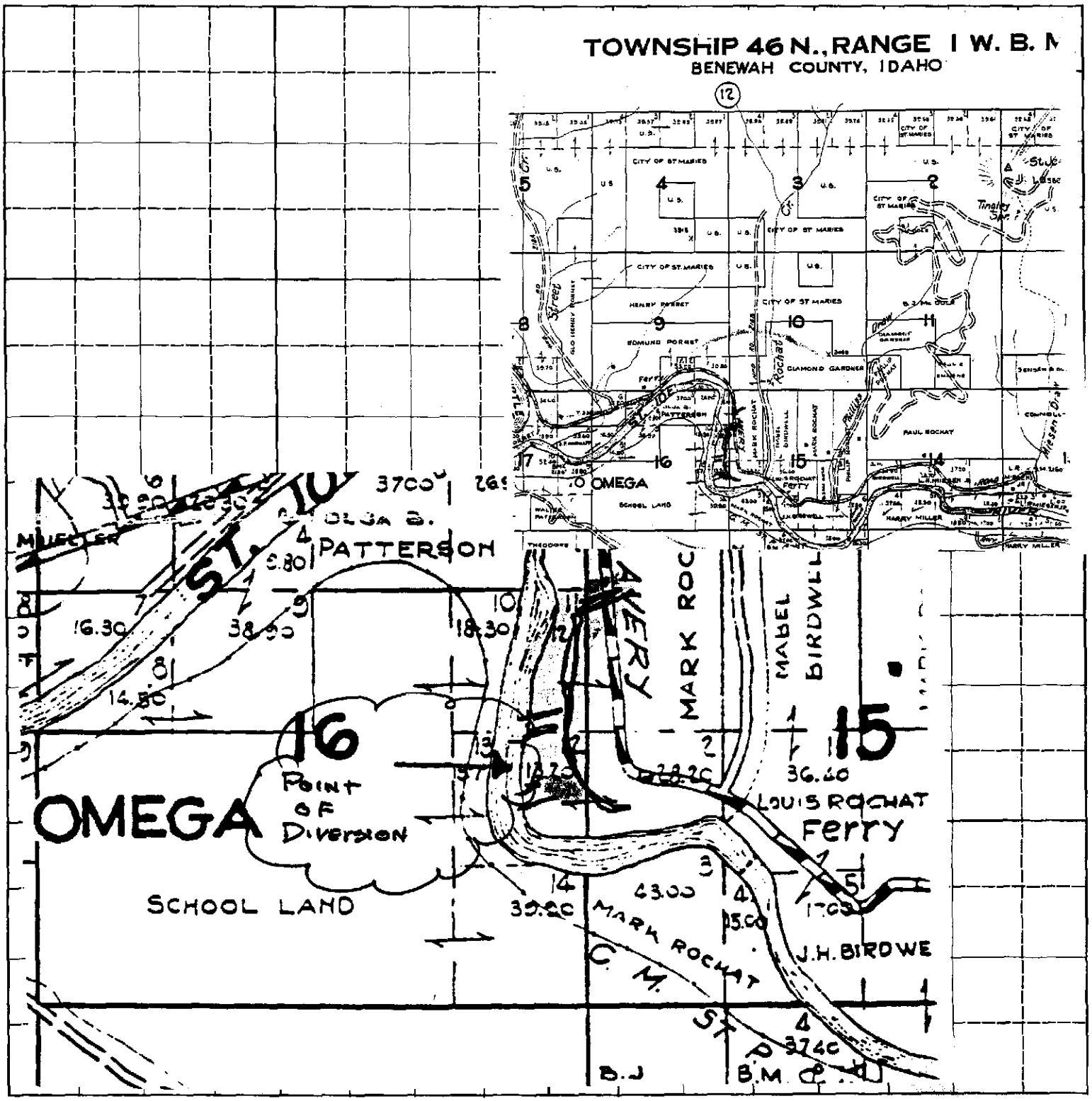
    b. Who owns the land to be irrigated or place of use? SAME AS ABOVE

    c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: _____

DEC 29 1994

13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

x Steven MacDougall
(Applicant)

Received by RJC Date 9/12/94 Time 10:07 Preliminary check by AS

Fee $ 50.00 Receipted by RJC # 118198 Date 9/12/94

Publication prepared by RJC Date 9/28/94 Published in St Maries Gazette 10/5 & 10/94

Publication approved RJC Date 10/11/94

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

1. Approval of said application is subject to the following limitations and conditions:

   a. SUBJECT TO ALL PRIOR WATER RIGHTS.

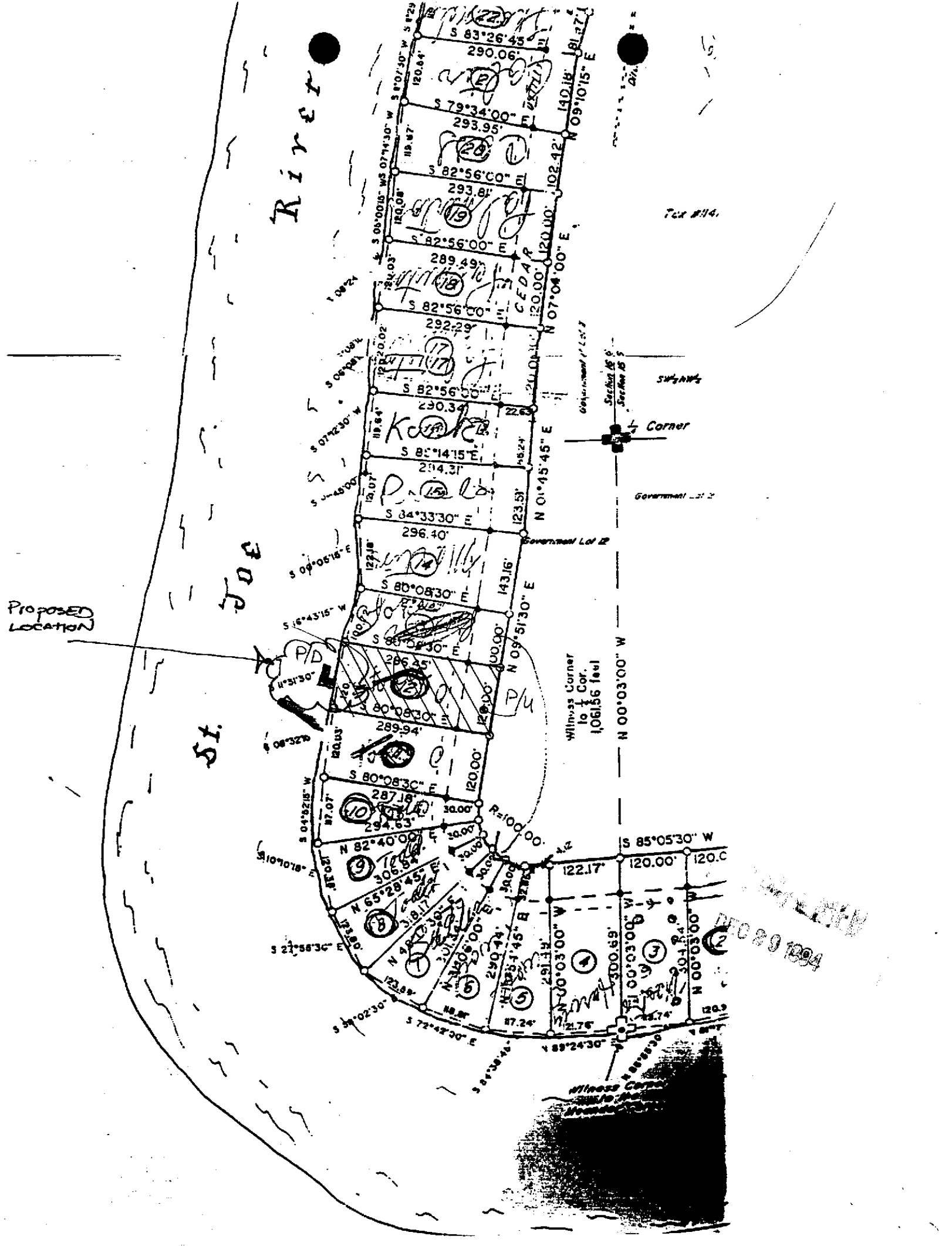
   b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19____.

   c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

   d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

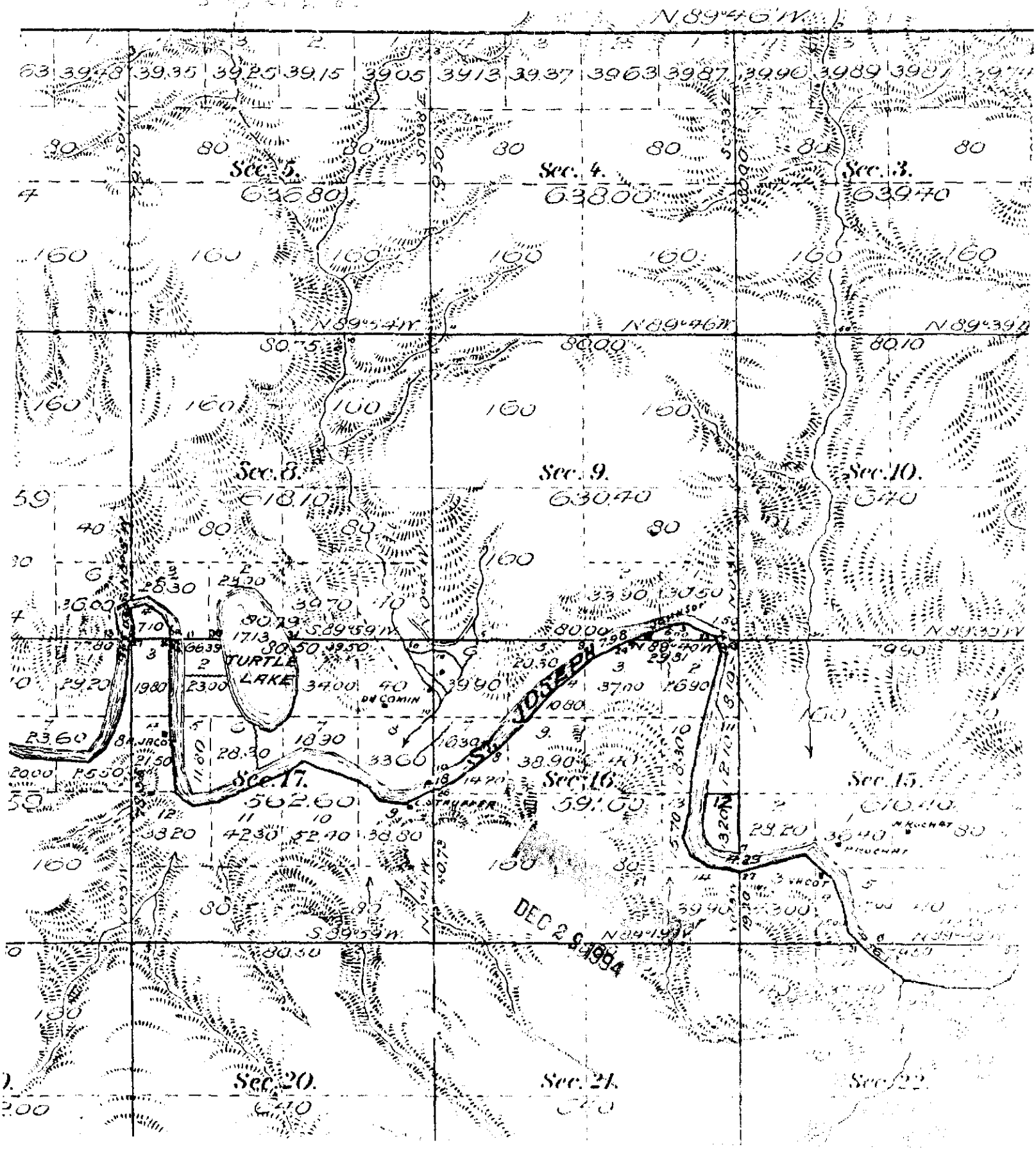
   e. Other:

OCT 20 1994

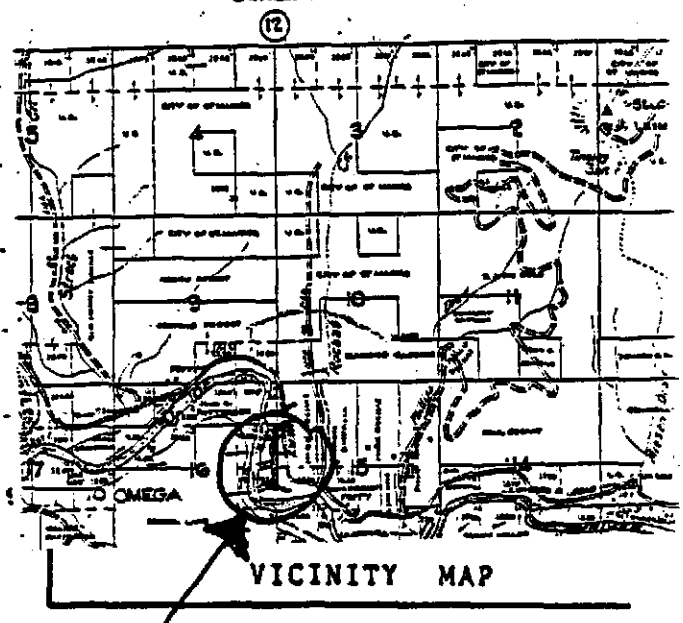

River
St. Joe
PROPOSED LOCATION
CEDAR
S 83°26'45" E
290.06'
S 79°34'00" E
293.95'
S 82°56'00" E
293.81'
S 82°56'00" E
289.49'
S 82°56'00" E
292.29'
S 82°56'00" E
290.34'
S 81°14'15" E
294.31'
S 84°33'30" E
296.40'
S 80°08'30" E
296.45'
S 80°08'30" E
289.94'
S 80°08'30" E
287.18'
294.63'
N 82°40'00" E
306.84'
N 55°28'45" E
N 07°04'00" E
N 01°45'45" E
N 09°51'30" E
N 00°03'00" W
S 85°05'30" W
122.17'
120.00'
N 00°03'00" W
300.69'
N 00°03'00" W
Witness Corner
to ¼ Cor.
1061.56 feet
Corner
Government Lot 12
Government Lot 2
SW¼NW¼
Section 18
Section 13
Tax #14.
R=100.00'
DEC 29 1994

No. 160 North, Range No. 1 West of the B

F c E d D c

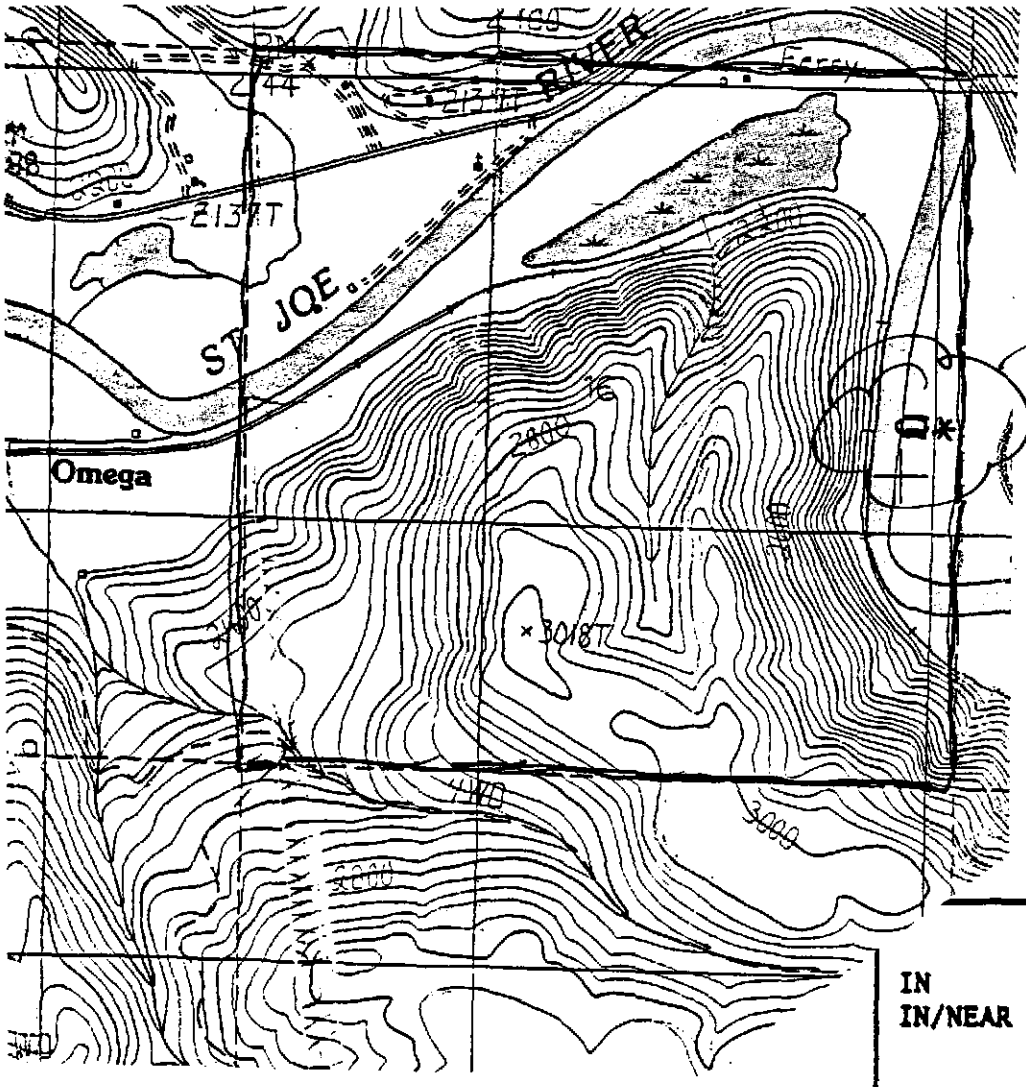


TOWNSHIP 46 N., RANGE 1 W. B. M
BENEWAH COUNTY, IDAHO



VICINITY MAP

From



DEC 29 1994

IN
IN/NEAR

COUNTY,
DATE: SHEET 1 OF
APPLICATION BY:

State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098
Phone: (208) 327-7900 FAX: (208) 327-7866

February 26, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

SEVERN MC DOUGALL
1208 ADELIN
COEUR D ALENE ID 83814

RE: WATER RIGHT NO. 91-07129

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a **preliminary order** issued by the Department pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as further described below:**

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of this order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, this preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to this preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

MICROFILMED
APR 0 9 1998

ORAL ARGUMENT

If the Department grants a petition to review the preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The Department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

> Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:
>
> (a) the petition for reconsideration is disposed of; or
> (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

i. A hearing was held,
ii. The final agency action was taken,
iii. The party seeking review of the order resides, or
iv. The real property or personal property that was the subject of the agency action is located.

MICROFILMED
APR 09 1998

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

If you have any questions, please call me at 208-327-7946.

Sincerely,

Shelley Walter Keen

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

MICROFILMED
APR 0 9 1998

CERTIFICATE OF MAILING

I hereby certify that on the **26th** day of **February, 1998**, I mailed a true and correct copy, postage prepaid, of the foregoing **PRELIMINARY ORDER (Approved License)** to the person(s) listed below:

Water Right No. 91-07129

SEVERN MC DOUGALL
1208 ADELIN
COEUR D ALENE ID 83814

Kari Lynn Townsend
Secretary

MICROFILMED
APR 03 1998

MEMORANDUM

TO: File 91-07129

FROM: Sharla

DATE: February 23, 1998

RE: Licensing Recommendation Adjustments

The adjustments to licensing recommendations for Permit No. 91-07129 are as follows:

C. DIVERSION AND DELIVERY SYSTEM

1. Place(s) of Use:

T46N, R1W, S16 - NESE (0.8 acres)

H. RECOMMENDATIONS

Irrigation	3/15 - 11/15	0.02 cfs	2.4 afa

The total number of acres irrigated is 0.8; rate calculated for 0.8 ac. X 0.03 cfs/acre = 0.02 cfs.

Examiner: Dave Pagel
Exam Date: July 16, 1997

MICROFILMED
APR 0 9 1998

LICENSE REVIEW CHECKLIST

PERMIT NO. 91-07129 DATE 2/20/98 REVIEWER: *SHARLA*

	Change	OK	
NAME	__	✓	Address Change NO
SOURCE	__	✓	Is change clarification of originally intended source? __ If not, prepare Notice of Intent to Void __
POINT OF DIV	__	✓	Amendment required NO
PLACE OF USE	__	✓	Amendment required NO Lot 12

Does map agree with written description? ✓ yes __ no

OVERLAPS __ P/D __ P/U
Overlap file pulled & reviewed ____

RATE OF DIV

Permitted Rate	.03 cfs
Fee limit	.20 cfs $50.00
Measured	~~____~~ cfs
Theoretical	.03 cfs

Recommended Total Div Rate .02 cfs

ANNUAL VOLUME/ NATURE OF USES __	✓	Use	cfs	Volume Calc
		Dom.	.03	.8 X 3.0 = 2.4 af
		____	.02	____ af
		____	____	____ af
		____	____	____ af
		SUBTOTAL	.03	2.4 af

Flow rate .03 cfs X 245 days X 1.98 = ~~4.6~~ 9.7 af
Total volume recommended 2.4 af
(SUBTOTAL or Flow Rate, whichever is less)

REMARKS P/U known as Lot 12 Cedar Grove Subd.
~~#~~ W31

CONDITIONS ___ Watermaster Control WD# ____
___ GW Measurement/Measuring Device
___ Overlap
___ Use-specific conditions
Advancement of Priority Date Required ___ yes ✓ no

SRBA Claim Filed N/A
Adjustment Memo rate/acres

1st Amend Letter N/A
2nd Amend Letter ____

Form 219
6/92

RECEIVED
JAN 27 1998
Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

BENEFICIAL USE FIELD REPORT

Permit No. 91-07129

A. GENERAL INFORMATION

1. Owner: Severn Mc Dougall Phone No. (208) 667-5145

Current Address: 1208 Adelia Coeur d'Alene Idaho 83814

2. Accompanied by: Same EXAM DATE: 7-16-97

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: St. Joe River tributary to Coeur d Alene Lake

B. OVERLAP REVIEW

1. Other water rights with the same place of use: N/A

2. Other water rights with the same point of diversion: N/A

C. DIVERSION AND DELIVERY SYSTEM

1. **Point(s) of Diversion:**

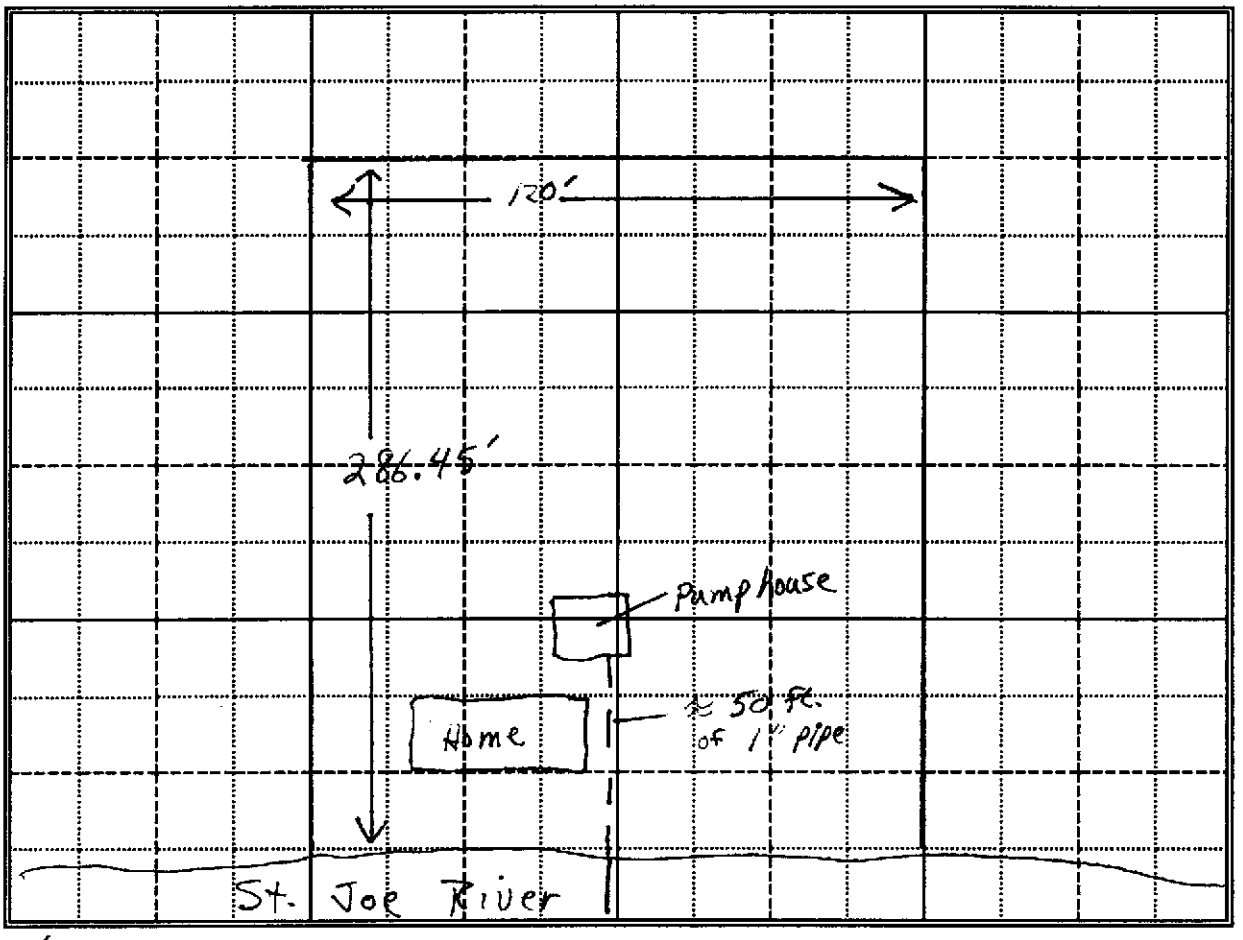
Ident No.	Gov't Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
	12		NE	SE	16	46N	1W	Benewah	USGS 7.5 min. Quad, Gov't Lot maps

2. **Place(s) of Use:** Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
46N	1W	16													I				

MICROFILMED
APR 03 1998

3. **Delivery System Diagram**: Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.



Scale: 1" = N/A

✓ Copy of USGS Quadrange Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

____ Aerial Photo Attached (required for irrigation of 10+ acres)

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
		1/2			

**Code to correspond with No. on map and aerial photo*

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. **Measurements:** _____

MICROFILMED
APR 0 9 1998

E. NARRATIVE/REMARKS/COMMENTS

Water is being diverted from the St. Joe River by means of a 1/2 Hp pump through a 1" plastic pipe approx. 50' in length.

Water is being used to irrigate .79 acres of grass, and 10 Trees.

Have conditions of permit approval been met? ✓ yes ___ no

MICROFILMED
APR 03 1998

F. FLOW CALCULATIONS ____ Additional Computation Sheets Attached

Measured Method:

See Theoretical

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.}$ = (Acres Irrigated) x (Irrigation Requirement) = .79 x 3.0 = 2.37

$V_{D.R.}$ = [Diversion Rate (cfs)] x (Days In Irrigation Season) x 1.9835 = .03 x 245 x 1.9835 = 14.58

V = Smaller of $V_{I.R.}$ and $V_{D.R.}$ = 2.37

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use From	Period of Use To	Rate of Diversion Q (cfs)	Annual Volume V (afa)
Irrigation	3/15	11/15	.03	2.37
		Totals:	.03	2.37

2. Recommended Amendments

___ Change P.D. as reflected above ___ Add P.D. as reflected above ✓ None

___ Change P.U. as reflected above ___ Add P.U. as reflected above ___ Other

I. AUTHENTICATION

Field Examiner's Name David A. Rigel Date 7-21-97

Reviewer _____ Date _____ SEAL

MICROFILMED
APR 09 1998

THEORETICAL PUMP EFFICIENCY CALCULATIONS

FILE: 91-07129, SEVERN MCDONALD
DATE: 16-JUL-97
COMPLETE BY: D. PAGEL

HORSEPOWER = .5

PUMP EFFICIENCY = 70%

DYNAMIC LIFT = 10 FEET

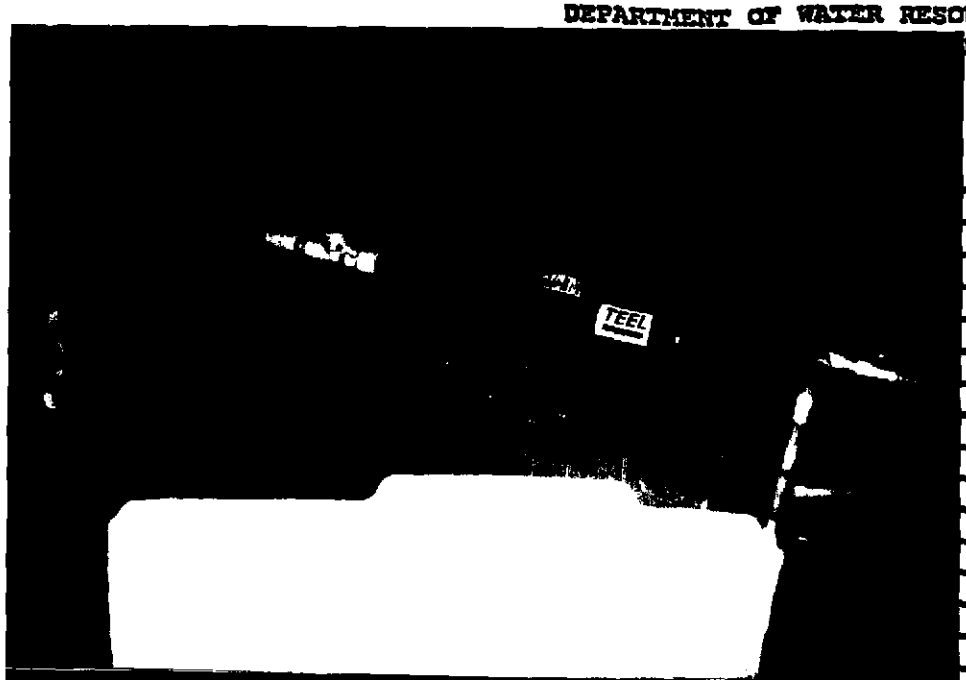
SYSTEM PRESSURE = 44 PSI

QUANITY = 0.03 CFS

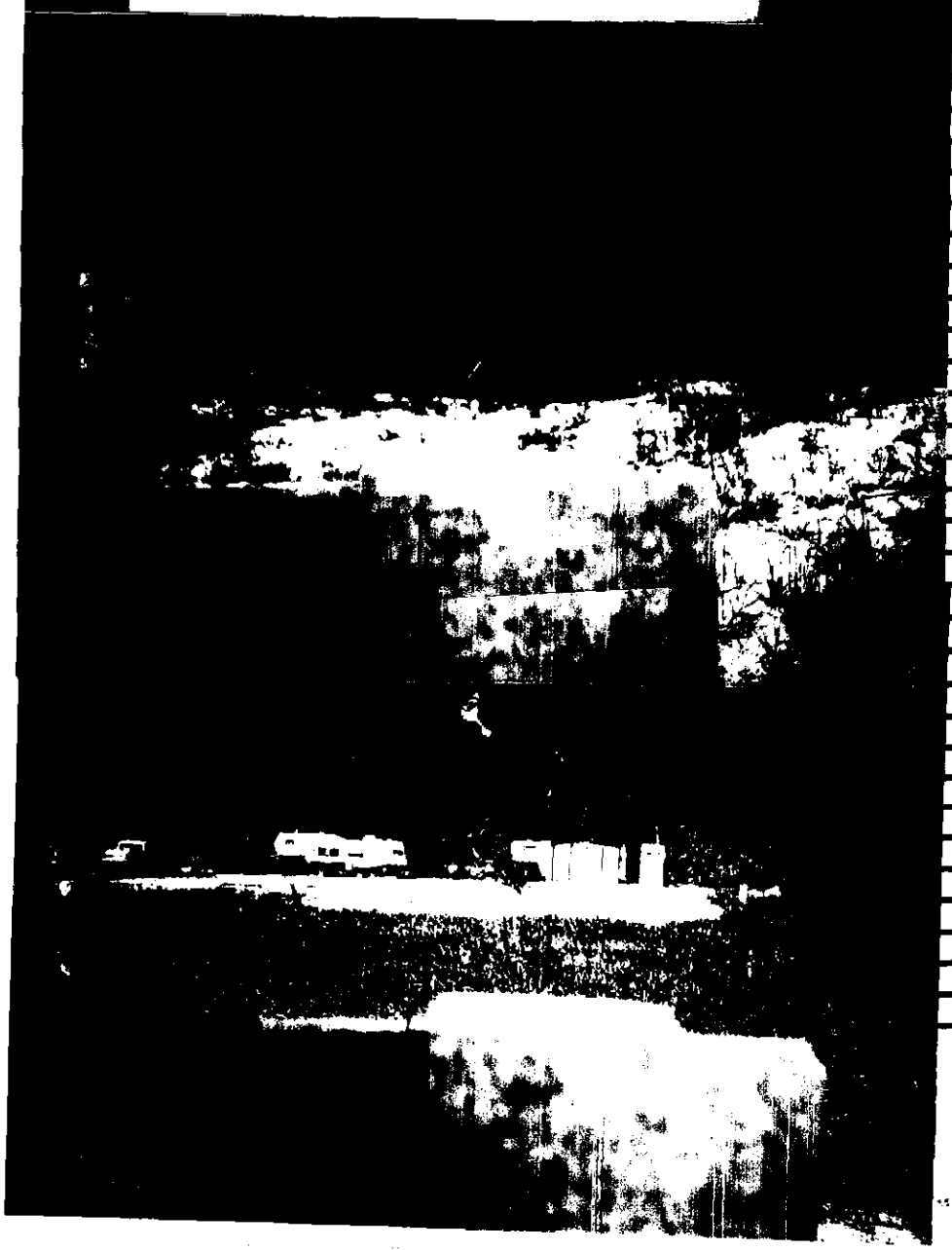
MICROFILMED
APR 09 1998

PERMIT # 91-07129

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NT
S



½ Hp pump

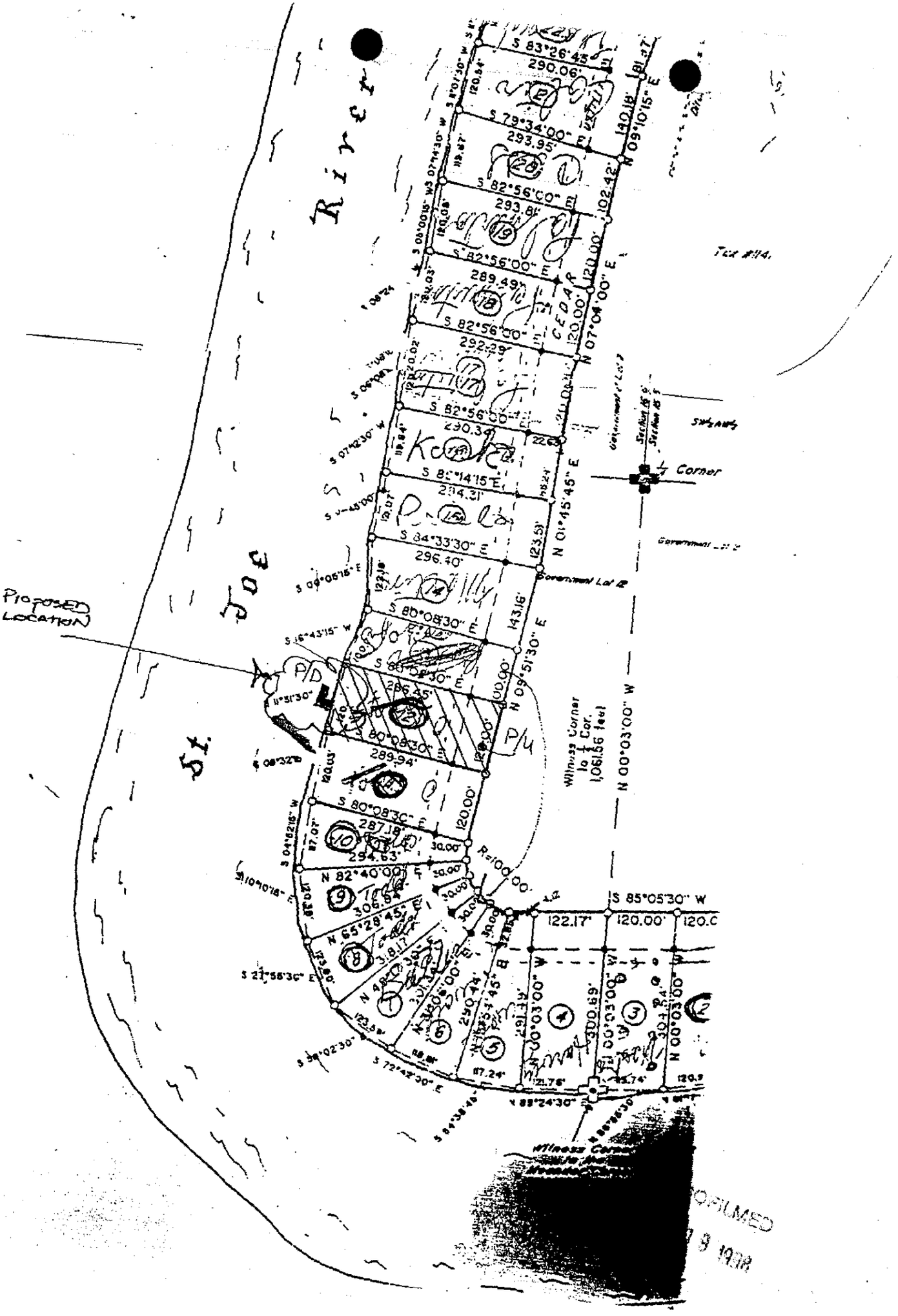


Point of diversion

Place of use

MICROFILMED
APR 03 1991

Turtle Lake WL2122
BM 2188
RIVER
ST JQE
Omega
Rochat
Phillips
Mercury
Creek
PD
PU
BM 2131
BM 2134
4WD
91-07129
T. 46N., R. 01W., Sec. 16
McDougall, Severn


St. Joe River
PROPOSED LOCATION
P/U
Witness Corner to 1/4 Cor. 1,061.56 feet
N 00°03'00" W
S 85°05'30" W
122.17'
120.00'
R=100.00'
CEDAR
Corner
FILMED

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 91-07129 Reviewed by [signature] Date 11-12-96

GENERAL CONSIDERATIONS

yes Name same as permit?

yes Address same as permit?

yes Proof timely received?
If not, complete calculation below.

TYPES OF USE

ucc.

Correct Uses? yes

SOURCE OF WATER

✓ Surface water source

_____ Ground water source

_____ Drilling permit required?
_____ Copy in the file? Drilling Permit No. _____
_____ Amount paid for permit _____ Correct?
_____ Well log in the file?

LICENSE EXAMINATION FEE

yes Required?

50 - Amount Submitted

yes Correct?

MEASURING DEVICE

no Required?

_____ Installed?

_____ Waiver requested?

PRIORITY CALCULATION

Date proof received		
Date proof due	-	
No. of days late	=	
Priority Date	+	
New Priority Date		

DEFICIENCIES OR ACTION ITEMS

Proof acceptable

DATA ENTRY

New Address _____ Proof Made 11-4-96

November 12, 1996

SEVERN MC DOUGALL
1208 ADELIN
COEUR D ALENE ID 83814

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 91-07129

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the NORTHERN Regional Office in Coeur D' Alene at (208)769-1450.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region

MICROFILMED
DEC 0 2 1996

September 30, 1996

SEVERN MC DOUGALL
1208 ADELIN
COEUR D ALENE ID 83814

PROOF DUE NOTICE

RE: PERMIT NO. 91-07129

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before December 1, 1996. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

MICROFILMED
DEC 0 2 1996

CERTIFIED MAIL
NO. 143002

State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

November 28, 1994

SEVERN MC DOUGALL
1208 ADELIN
COEUR D ALENE ID 83814

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 91-07129

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "CONDITIONS/REMARKS:" listing on the permit.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed.

The Department will send you a "Proof Due Notice" approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

Sincerely,

JIM JOHNSON, Manager
Water Right Permits Section

JJ:dc

Enclosures

DEC 29 1994

APPLICATION FOR PERMIT
STATE OFFICE REVIEW
by Cindy Zimmerman

No.: 91-7129 Name: McDougall Date: 11/25/94 Correct Fee? ✓

AREA OF CONCERN? - No/Yes _____ Mor _____ GWMA Trust/Non-trust
SYSTEM COMPLETED:
No - 26A~~-P17~~
Complete in 1 year - **P16**
Yes
Proof not submitted - **P16**
Proof submitted - NA
GROUNDWATER:
+ 0.2 cfs <FLO-CH> - 01G (new), 01K (existing), No MD
- 0.2 cfs - No MD <FLOW CHART>
Drilling Permit:
Included w/permit - Permit No. ___-___-__-_____-____, **P99**
Existing well - NA (pre 7/1/87)
No WD permit? - 046-46A(Irr)-46B-**P23** (post 7/1/87)
SURFACE WATER: not in WD - T17 (+.2 w/pump), No MD <FLOW CHART>
LOCATION:
Water District(~~dom~~) - WD No. _____
*Surface water (*doesn't sink*) - 005 (*req*) 01J-**P08** <FLOW CHART> or 01H-**P01** <FLOW CHART>; No MD
Groundwater - **P05** (new irrigation well)
In stream channel - 030 (stream channel alteration)
Irr Dist/Canal Co. - 023 (Twin Falls area)
Drainage Districts - 024
Flood Control Dist. - 063
Boise Front (63) - 058 (-85° GW temp only)
Swan Falls Flag - B <SEE CONDITION CODE CHART>
Trust - 051-052-053-**P74** (Consumptive Uses), NA
Non Trust <1> - 048-049 (Consumptive Uses), NA
RIVER BASINS (*Surface water*):
Boise R(63) - 05A (if ~~WD~~), 11E (non-domestic use), NA
Payette R(65) - 064(consump. use), 047-**P04**(Payette Lake), NA
Snake R(01/02/03) - 11A-**P04** (01), 061-**P07** (02/03 No WD Cond.), NA
USE:
Fish Propagation - 07A-042 (*req*) & 010/06A/09E(WQ)-**P10**
044 (N 1000 Spr)
Irrigation - ~~03A~~/057, 803(if GW use SW 1st)(+5A *PU comp*), NA
Power - 08A-17K-025-027(*req*); 01F(MD)-**P19**; 09E(WQ)-**P10**; +25 cfs-**P18**; 17G(FERC) or 17M(~~FERC~~); 18B-**P09**
Mining - 054 (*req*) & 06A/010/09E-**P10**
Storage(✓ *3 compo.*) - 18A(multi MD in WD), 18B-**P09** (+10' dam), NA
Domestic (*surface*) - 021(Boise R ↑ L Peak), 064(Payette R), NA
OWNERSHIP:
Non land owner - 004 (PD/PU) Frank Robinson, Shawn McDougall, & applicant
PROTESTED: - 020(Prehearing agreement)/W19(See Order)
OTHER CONDITIONS: -
REMARKS: - ① P/U located within Lt 12, Cedar Shore Subd.

BENEFICIAL USE DUE: - 12-1-1996
COMMENTS: -

WR0749NP
No. P91-07129

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 11/25/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	SEVERN MC DOUGALL 1208 ADELIN COEUR D ALENE ID 83814 (208) 667-5145	09/12/1994	IRRIGATION	03-15	11-15	0.03 CFS	
				TOTAL DIVERSION:		0.03 CFS	

Water Source: ST JOE RIVER Tributary to: COEUR D ALENE LAKE Stage: PERMIT

Point(s) of Diversion: T46N R01W S16 Lot 12(NESE) BENEWAH County

Place of use Legal Description for: IRRIGATION

			NE				NW				SW				SE				
			NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	
T	R	S	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	SUM
46N	01W	16													12-01				1.0
																		TOTAL ACRES	1.0

Pou County: BENEWAH

Conditions of Approval:

26A - Project construction shall commence within one year from the
- date of permit issuance and shall proceed diligently to
- completion unless it can be shown to the satisfaction of the
- Director of the Department of Water Resources that delays were
- due to circumstances over which permit holder had no control.

030 - A separate stream alteration permit from the IDWR is required
- for any activity in the stream channel other than construction
- and/or maintenance of the diversion structure. If the proposed
- construction or operation involves construction of an outfall or
- any other work in the stream channel other than a water
- diversion, the right holder contact the Department and obtain a
- Stream Channel Alteration permit prior to the start of
- construction.

057 - The rate of diversion of water for irrigation under this right
- and all other water rights on the same land shall not exceed
- 0.03 cubic feet per second for each acre of land.

004 - The issuance of this right in no way grants any right-of-way
- or easement across the land of another.

Remarks: Place of use is located within Lot 12, Cedar Grove Subdivision.

Dates: App. Received: 09/12/1994 Priority Date: 09/12/1994
Proof Due Date: 12/01/1996 Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: Field Exam Fee:

Comments: Date: 09/26/1994 User-ID: RCHILDER Subject: DIVERSION DESCRIPTION
Pump in river.

Date: 11/25/1994 User-ID: CZIMMERM Subject: P/D & P/U OWNERSHIP
The point of diversion and place of use are located on land owned by Frank Robinson, Shawn McDougall, and Severn McDougall.

Audit: 11/25/94 CZIMMERM

No. a
4/87-06/92n

IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

APPLICATION # 91-07129

********** INITIAL REVIEW **********

APPLICANT: McDOUGALL BY: AS DATE: 9/19/94

ITEM	REQUIRED INFORMATION
1.	(X) Name and Address
2.	(X) Source
3.	(X) Point of Diversion & County
4.	(X) Quantity
	(X) Nature of Proposed Use
	(X) Period of Use
5.	(X) Total Quantity
6.	(X) Description of diverting works
7.	(X) Time required for b/u
8.	(X) Proposed use
9.	(X) Place of use or acres irrigated
10.	(X) Other Water Rights
11.	(X) Ownership
13.	(X) Map
	(X) Signature
	(X) Fee (Amt, recpt, acknowlegment)

*** Send info sheet Y( ) N( )

PROCESSING

Yes No PRIORITY DATE: 9/12/94

__ X (Include Moratorium Remark)

__ X Statewide Avertising: (Diversion rate greater than 10 cfs or 1,000 af).

SW Weekly

ADVERTISE IN: BONNEVILLE County.

LETTERS SENT REQUESTING:

( ) Dam Information ( ) Fish Information

( ) Power Information ( ) Other: N/A

ADDITIONAL INFORMATION

Yes No

__ X Field check: by _____

__ __ Field report attached

__ __ Analysis Supp. attached(>5cfs/500af)

__ __ Water delivered by water master?

Water District # _____

INFORMATION RECEIVED:

( ) Dam Information ( ) Fish Information

( ) Power Information ( ) Other: N/A

********** GROUNDWATER SECTION **********

(Yes)(No) Checked by: _____ Date: __/__/____

__ X Groundwater management area Remarks: _____

__ __ Critical ground water area

__ __ Well Drilling Permit required

__ __ Well Drilling Application and Fees received

__ X Well Drilling Application approved?

Well Drilling Application Number ____-____-____

********** FINAL REGIONAL PROCESSING/REVIEW **********

(Yes)(No)

__ __ Notice of pending void order issued. Final order response date: __/__/____

__ __ Further information required from applicant

X __ Affidavit of publication received

X __ Application published correctly, If not, record action taken: _____

X __ Publication dates and paper recorded on application | Sr. Agent initial AS

__ __ Protests received. Final protest date: 10/24/94

__ __ Measuring device required

__ __ Measuring port required

__ __ Special conditions: _____

__ __ Special conditions of approval supplement and/or cover letter attached:

RECEIVED
NOV 01 1994
Department of Water Resources

Approval Recommended by: RJH Date: __/__/____

Affidavit of Publication

STATE OF IDAHO
County of Benewah, ss.

Cynthia Ann Hammes, being first duly sworn on oath, deposes and says that she is vice president of The Corporation, owner of the St. Maries Gazette Record, a weekly newspaper printed and published at St. Maries, Benewah County, State of Idaho; the St. Maries Gazette Record is a newspaper having general circulation in Benewah County, State of Idaho, and has been continuously and uninterruptedly published in Benewah County, State of Idaho, during a period of more than seventy-eight consecutive weeks prior to the first publication of the notice of advertisement herein.

That the notice, of which the one hereto attached is a true copy, was published in said newspaper for a period of 2 issues, the first publication being on the 5th day of Oct., 1994 and the last on the 12th day of Oct., 1994.

That said newspaper was regularly distributed to its subscribers during the time of the same period; that said notice was published in the regular and entire issue of said paper.

Dated this 12th day of Oct., 19 94

Cynthia Ann Hammes

STATE OF IDAHO)
COUNTY OF BENEWAH)

On this 12th day of Oct, in the year of 1994 before me, a Notary Public, personally appeared Cynthia Ann Hammes, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Sharon D. Blackburn

Notary Public for Idaho
Residing at St. Maries, Idaho
My commission expires: November 4, 1998

Severn McDougall files water application

NOTICE OF APPLICATION FOR WATER RIGHT

The Following application(s) have been filed to appropriate the public waters of the State of Idaho:

91-07129
McDougall, Severn
1208 Adelin
Coeur d'Alene, ID 83814
Source: St. Joe River
Tributary: Coeur d'Alene Lake
Diversion Pt: NESE Sec 16 T 46N R 01W in Benewah County.
Use: Irrigation (.030 CFS); Total Diversion: (.030 CFS)
Date Filed: 9/12/1994
In: Benewah County, T46N R01W S16 NESE
1.0 Acres Total

For additional information concerning the property location, call the Northern Regional Office at (208) 769-1450.

The permit(s) will be subject to all prior water rights. Protests must be filed with the applicant and with the Director, Dept. of Water Resources, Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Idaho 83814, together with a protest fee of $25.00 on or before October 24, 1994.

R. KEITH HIGGINSON, Director

No. 2517 --- Oct. 5-12.

RECEIVED
OCT 14 1994
NORTHERN REGION
IDWR

91-07129

MC DOUGALL, SEVERN
1208 ADELIN
COEUR D ALENE, ID 83814

Source: ST JOE RIVER Tributary: COEUR D ALENE LAKE

Diversion Pt: NESE Sec 16 T 46N R 01W in BENEWAH County.

Use: IRRIGATION (.030 CFS)
Total Diversion: (.030 CFS)

Date Filed: 9/12/1994

In: BENEWAH County
T46N R01W S16 NESE

1.0 ACRES TOTAL

DEC 29 1994

State of Idaho
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450 Fax (208) 769-1454

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

September 28, 1994

Severn McDougall
1208 Adelin
Coeur d'Alene, ID 83814

Re: Water Appropriation Application No. 91-07129.

Dear Mr. McDougall:

The Idaho Department of Water Resources hereby acknowledges receipt of the above referenced Application for Permit to Appropriate the Public Waters of the State of Idaho. To assist us in providing you with prompt, accurate service, please refer to the above referenced number in all future matters concerning this water right application.

Your appropriation application is currently being prepared for advertising in the county newspaper. This advertisement will be published for two consecutive weeks followed by a waiting period of ten days to allow for the submittal of protests. Normal processing time is approximately 3 to 4 months, if the application is not protested.

If the application is not protested, it will be forwarded to Boise to be considered for approval by the Director. However, if the application is protested during this waiting period, you will be sent a copy of the protest and instructions to aid you in resolving the protest without a hearing. However all protests must be resolved before approval of the application can be made, so if the protestant does not voluntarily withdraw the protest, this department will conduct a conference and/or hearing on the matter.

If your application is for groundwater and unless you are using a well that was constructed prior to July 1, 1987, it will be necessary for you to apply for a well drilling permit upon approval of the appropriation application. Well drilling permits can be issued by this office only to holders of approved appropriation permits.

If you have any questions or if I can be of any assistance please feel free to contact me at this office.

Sincerely,

Allen Beardslee

ALLEN BEARDSLEE
Senior Water Resources Agent

AB/rjc